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OFFICE OF PETITIONS

In re Patent No. 7,468,432	:
Collins et al.	: LETTER REGARDING
Issue Date: 12/23/2008	: PATENT TERM ADJUSTMENT and
Application No. 10/777820	: NOTICE OF INTENT TO ISSUE
Filing or 371(c) Date: 02/12/2004	: CERTIFICATE OF CORRECTION
Atty. Docket No.: 07039-650002	:

This letter is in response to the "LETTER REGARDING PATENT TERM ADJUSTMENT," filed May 22, 2009. The Office thanks applicants for their good faith and candor in bringing this to our attention.

On December 23, 2008, the above-identified application matured into U.S. Patent No. 7,468,432 with a patent term adjustment of two (2) days. Applicants indicate that the adjustment of two days may extend the term of the patent by too many days. Applicants further direct the Office's attention to the Information Disclosure Statement (IDS) filed November 21, 2007.

A review of the record reveals that the Office errantly neglected to assess a reduction of 16 days in accordance with 37 CFR 1.704(c)(8) in connection with the Information Disclosure Statement ("IDS") filed November 21, 2007. The reduction commenced November 6, 2007, the day after the date the initial reply (Request for Continued Examination and submission) were filed, and ended November 21, 2007, the date that the supplemental reply (IDS) was filed.

In view thereof, the correct determination of patent term adjustment at the time of the mailing of the Notice of Allowance is **zero (0) days**, (266 days of PTO delay, reduced by 280 days of applicant delay), subject to any terminal disclaimer.

Given the basis for granting this petition, no fee has been charged. The Office thanks applicants for their candor and good faith in bringing this matter to the attention of the Office.

The application file is being forwarded to the Certificates of Correction Branch for issuance of a certificate of correction in order to rectify this error. The Office will issue a certificate of correction indicating that the term of the above-identified patent is extended or adjusted by **ZERO (0) DAYS**.

Telephone inquiries specific to this matter should be directed to Attorney Derek Woods, at (571) 272-3232.

A handwritten signature in black ink, appearing to read 'Alesia Brown', is written over the printed name.

Alesia Brown
Petitions Attorney
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

Enclosure: Copy of DRAFT Certificate of Correction

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT : 7,468,432 B2

DATED : December 23, 2008

INVENTOR(S) : Collins et al.

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the cover page,

[*] Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 USC 154(b) by 2 days.

Delete the phrase “by 2 days” and insert – by 0 days--